HIGH COURT OF CHHATTISGARH, BILASPUR

Writ Petition (S) No. 4333 of 2007

PETITIONER Dr. Anjani Kumar Pandey S/o Shri R.B. Pandey, Aged about 46 years, R/o Baikunthpur, Tahsil-Baikunthpur, District – Korea (C.G.)

Versus

RESPONDENTS

1 State of Chhattisgarh, through Secretary, Department of Agriculture (Animal Husbandry) Mantralaya, D.K.S. Bhawan, Raipur (C.G.)

2 Director, Veterinary Services, Raipur (C.G.)

3 Joint Director, Veterinary Services Composite Building, in front of Collectorate, Bilaspur (C.G.)

4 Dr. Virendra Pillai S/o Not known Veterinary Assistant Surgeon, Animal Disease Investigation Lab. Bilaspur (C.G.) [Presently holding charge of Manager, Government Poultry Farm, Bilaspur (C.G.)

5 Dr. R.K.S. Parmar S/o Not Known Veterinary Assistant Surgeon, Government Poultry Farm, Baikunthpur, Tahsil – Baikunthpur, District- Korea (C.G.)

Appearance:

Shri Mahendra Dubey, counsel for the petitioner.

Shri Yashwant Singh, Govt. Advocate for the State/ respondents No. 1 to 3 on advance copy.

Shri Manindra Shrivastava, Sr. Advocate with Shri Afroj Khan, counsel for respondent No.4 on Caveat Petition No. 665/2007

ORAL ORDER
(30.7.2007)

SUNIL KUMAR SINHA, J.

Heard on admission.

Learned counsel for the petitioner argues that the petitioner, who was working as Veterinary Assistant Surgeon in *Kukut Palan Prakshetra,* Baikunthpur, has been transferred to *Kukut Palan Prakshetra,* Bilaspur on administrative grounds by

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order dated 29.6.2007 (Annexure-P/1). He submits that thereafter, another order dated 2nd July, 2007 has been issued by the Government, in relation to respondent No.4, according to which, the respondent No.4 has also been posted as the Manager in *Kukut Palan Prakshetra*, Bilaspur. He further submits that another person namely B.P. Soni is also working on a similar post. His submission is that there are only two posts, which are being occupied by two persons but by order Annexure-P/4, the respondent No.4 has been sent to that place, as an effect of which, the concerned office is not taking joining of this petitioner for want of post. He submits that in this regard, the petitioner has filed a detailed representation vide Annexure P/5 on 13.7.2007 but no decision has been taken in this regard. The submission is that if the early decision is not taken, the services of the petitioner may be affected and a situation may arise when he may not be getting salary for want of joining at any place. He further submits that for the time being this petition be disposed of with a direction to the concerned authority to dispose of the representation filed by the petitioner within the stipulated period granted by this Court.

The prayer appears to be reasonable and the same is allowed.

It is directed that the petitioner, shall file a fresh representation within a period of 10 days from today before the concerned Secretary with copy of this order and a copy of writ petition filed before this Court and if such a representation is filed, that shall be disposed of within a period of 15 days from the date of filing of the representation and the petitioner shall be communicated the consequence thereof.

With the aforesaid directions, the petition stands finally disposed of.

Sd/-
Sunil Kumar Sinha
Judge

vatti